

Message Text

PAGE 01 USUN N 01120 301817 Z

62

ACTION IO-13

INFO OCT-01 EA-11 ADP-00 CIAE-00 DODE-00 PM-09 H-02 INR-10

L-03 NSAE-00 NSC-10 PA-03 RSC-01 PRS-01 SS-14 USIA-12

AF-10 ARA-11 EUR-25 NEA-10 COA-02 EB-11 OIC-04 ACDA-19

AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04 INT-08

JUSE-00 NSF-04 OMB-01 SCI-06 TRSE-00 RSR-01 /237 W

----- 066783

R 301717 Z MAR 73

FM USMISSION USUN NY

TO SECSTATE WASHDC 7241

INFO AMCONSUL HONG KONG

UNCLAS USUN 1120

E. O. 11652 N/A

TAGS: PBOR, UN

SUBJ: LOS : SUBCOMMITTEE II, MARCH 29, 1973

1. SUMMARY. TUNISIA, PRC, GREECE, BULGARIA, BRAZIL AND SINGAPORE MADE SUBSTANTIVE SPEECHES. CANADIAN REP REPORTED ON MEETING OF FAO TECHNICAL EXPERTS IN VANCOUVER. SET OF DRAFT ARTICLES ON TERRITORIAL SEAS AND STRAITS CIRCULATED. END SUMMARY.

2. AMB. KEDADI (TUNISIA), CHAIRMAN OF WG, REPORTED ON GROUP'S PROGRESS THROUGH ITS FIRST SEVEN MEETINGS. REVIEWED DISCUSSION AND NOTED THAT IT HAD BEEN PROPOSED THAT GROUP MOVE ON TO ITEM ON CONTINENTAL SHELF.

3. PRC REP MADE STATEMENT INDICATING THAT GENEVA CONVENTIONS WERE NOT ADEQUATE BASE FOR NEGOTIATIONS SINCE MANY AFRICAN AND ASIAN STATES HAD NOT BEEN INDEPENDENT AT TIME OF NEGOTIATION OF THOSE CONVENTIONS. HE SAID THAT GENEVA CONVENTIONS WERE PRODUCT OF SUPERPOWERS TRYING TO DOMINATE THE OCEANS. HE SAID THAT TERRITORIAL SEA CONVENTION OBVIOUS EFFORT OF SUPERPOWERS TO KEEP UNCLASSIFIED

PAGE 02 USUN N 01120 301817 Z

NARROW LIMITS OF TERRITORIAL SEA AND SAID CONVENTION DID NOT RECOGNIZE RIGHT OF STATE TO REQUIRE PRIOR NOTIFICA-

TION FOR INNOCENT PASSAGE OF WARSHIPS THROUGH THE TERRITORIAL SEA. ON HIGH SEAS CONVENTION, HE SAID THAT FREEDOMS SPELLED OUT WERE TO ADVANTAGE OF SUPERPOWERS AND THAT THOSE FREEDOMS WERE USED TO PLUNDER COASTAL STATE RESOURCES AND FOR SUPERPOWER AGGRESSION. HE SAID THAT U. S. HAS ACCUSED U. S. S. R. OF ABUSE OF FISHING FREEDOM AND THAT U. S. S. R. HAS ACCUSED U. S. OF MILITARY MISUSE OF HIGH SEAS. REP SAID THAT FISHERIES CONVENTION WAS ANOTHER DEVICE TO AUTHORIZE SUPERPOWER PLUNDERING OF RESOURCES. ON CONTINENTAL SHELF CONVENTION, HE STATED THAT EXPLOITABILITY ARTICLE IS TO BENEFIT OF SUPERPOWERS AS WERE OTHER CLAUSES PERMITTING SCIENTIFIC RESEARCH AND PREVENTING JURISDICTION IN THE SUPERJACENT WATERS. REP CONCLUDED THAT NEW COMPREHENSIVE CONVENTIONS ON LOS NEEDED.

4. NEEDLER OF CANADA REPORTED ON FAO MEETING OF TECHNICAL EXPERTS HELD IN VANCOUVER IN FEBRUARY. SAID THAT GROUP HAD DISCUSSED TECHNICAL ASPECTS OF FISHERIES MANAGEMENT AT LENGTH AND CONCLUDED THAT TECHNIQUES FOR GOOD MANAGEMENT WERE AVAILABLE AND THAT MAJOR NEED WAS TO HAVE THOSE TECHNIQUES APPLIED. ALSO RECOMMENDED THAT ADEQUATE ASSISTANCE BE PROVIDED TO DEVELOPING COUNTRIES SO THAT THEY COULD DEVELOP CAPABILITY TO FISH AND TO MANAGE FISHERIES.

5. GREECE MADE STATEMENT FAVORING 12- MILE MAXIMUM FOR TERRITORIAL SEA AND SAID ANY BROADER LIMIT WOULD IMPINGE ON FREEDOM OF NAVIGATION ON HIGH SEAS. POINTED OUT THAT FREEDOM OF NAVIGATION IS OF INTEREST TO DEVELOPING COUNTRIES WHO ARE BUILDING MERCHANT FLEETS AS WELL AS TO MAJOR MARITIME COUNTRIES. SAID THAT INNOCENT PASSAGE ADEQUATE WITHIN 12- MILE TERRITORIAL SEA BUT MUST NOT BE APPLIED BEYOND THAT LIMIT. ON QUESTION OF ECONOMIC ZONE, HE SAID THAT HE RECOGNIZED THAT COASTAL STATE HAD INTERESTS BEYOND TERRITORIAL SEA BUT ANY AGREEMENT MUST PROTECT NAVIGATIONAL INTERESTS AS WELL.

6. BULGARIA STATED THAT GENEVA CONVENTIONS WERE GOOD BASIS FOR NEGOTIATION ALONG WITH CUSTOMARY RULES OF INTERNATIONAL LAW. SAID CONFERENCE SHOULD AGREE ON MAXIMUM UNCLASSIFIED

PAGE 03 USUN N 01120 301817 Z

12 MILE LIMIT FOR TERRITORIAL SEA BUT NOT CHANGE SUBSTANTIVE CONTENT OF TERRITORIAL SEA. IN AREA BEYOND, SAID COULD NOT AGREE TO GIVE COASTAL STATES RIGHTS TO THE EXCLUSION OF OTHER INTERESTS.

7. BRAZIL SAID THAT SANTO DOMINGO DECLARATION AND KENYA PROPOSAL ON EXCLUSIVE ECONOMIC ZONE WERE GOOD STEPS BUT THAT IT WAS PREFERABLE TO EXTEND TERRITORIAL SEA TO 200 MILES AND THEN SPELL OUT IN DETAIL THE RIGHTS OF

OTHER STATES IN THAT AREA. SAID THIS WAS FAR BETTER THAN JUST GIVING COASTAL STATE LIMITED RIGHTS BEYOND THE TERRITORIAL SEA.

8. SINGAPORE MADE A STATEMENT STRESSING THAT THERE WERE MANY INTERESTS INVOLVED IN LOS NEGOTIATIONS AND THAT THOSE OF LANDLOCKED AND SHELFLOCKED STATES MUST BE ACCOMMODATED IF SINGAPORE WAS TO SIGN CONVENTION. SPECIFICALLY, ON FISHERIES, SAID THAT IF THERE IS ECONOMIC ZONE, THEN LANDLOCKED AND SHELFLOCKED STATES MUST BE PROTECTED BY BEING GIVEN EQUAL FISHING RIGHT TO COASTAL STATES ON A REGIONAL BASIS OR SOME SIMILAR ARRANGEMENT.

9. DRAFT ARTICLES ON TERRITORIAL SEA AND STRAITS CIRCULATED FORMALLY BUT NO SPEECH GIVEN TO INTRODUCE THEM SINCE PHILIPPINES NOT REACHED ON SPEAKERS' LIST. COSPONSORS ARE CYPRUS, GREECE, INDONESIA, MALAYSIA, MOROCCO, PHILIPPINES, SPAIN, AND YEMEN. PHILIPPINES WILL SPEAK ON ARTICLES AT NEXT MEETING OF SUBCOMMITTEE II (NOT YET SCHEDULED).
SCHAUFLE

UNCLASSIFIED

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 02 APR 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 30 MAR 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973USUNN01120
Document Source: ADS
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Film Number: n/a
From: USUN NY
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730347/abqcdxzn.tel
Line Count: 132
Locator: TEXT ON-LINE
Office: n/a
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: cunninfx
Review Comment: n/a
Review Content Flags:
Review Date: 03 AUG 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <03-Aug-2001 by maustmc>; APPROVED <16-Aug-2001 by cunninfx>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LOS : SUBCOMMITTEE II, MARCH 29, 1973
TAGS: PBOR, UN
To: STATE INFO HONG KONG
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005